



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

March 4, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Neal K. Powell
Diane B. Powell
252 E. 100 N.
Blackfoot, ID 83221

Re: Snake River Basin Adjudication (SRBA)
Claim 27-11236

Subject: AMENDING YOUR CLAIM

RESPONSE DATE: March 25, 2004

Dear Claimant(s):

After reviewing Harold Jones notes on your SRBA claim A27-11236. I'm recommending you amend your claim to correct the place of use. For your convenience I've enclosed the amended claim for your review and signature.

If you agree with the amended claim please sign it in front of a notary. This office must receive your response by the date shown above. If no response is received, then your claim to water **will not** be recommended to be decreed. If you have any questions please feel free to contact me at 547-3993 in Soda Springs.

Respectfully,

COPY

Cindy E. Bird
Adjudication Bureau

CEB/ceb

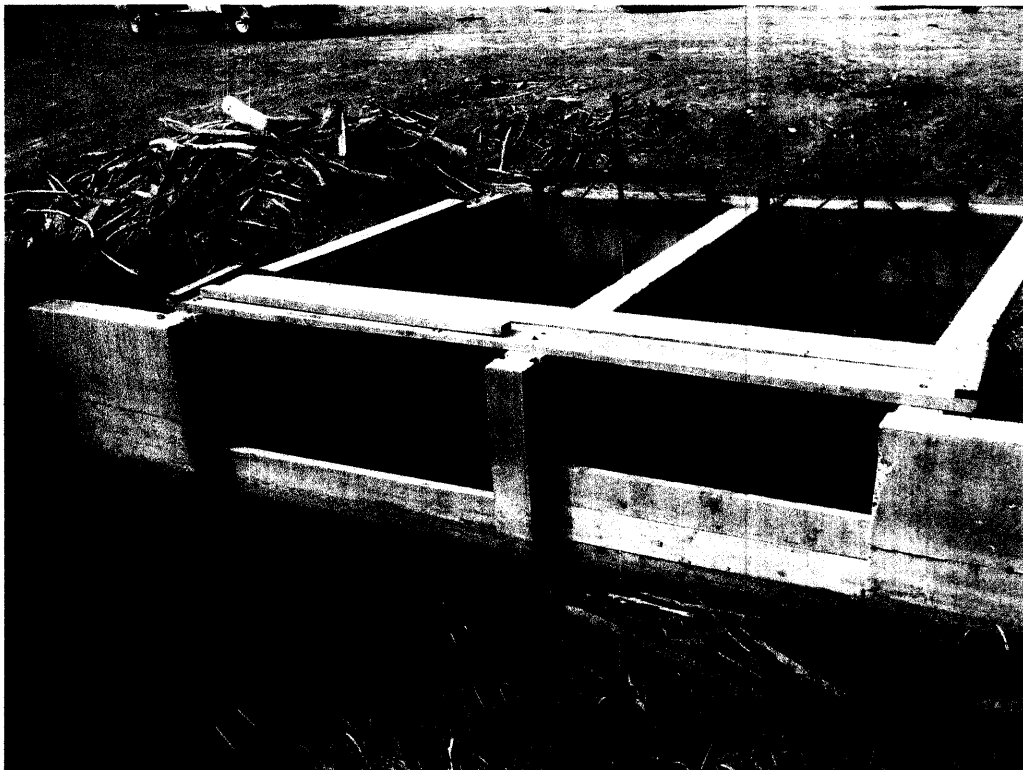
Enclosure: Amended Notice of Claim 27-11236

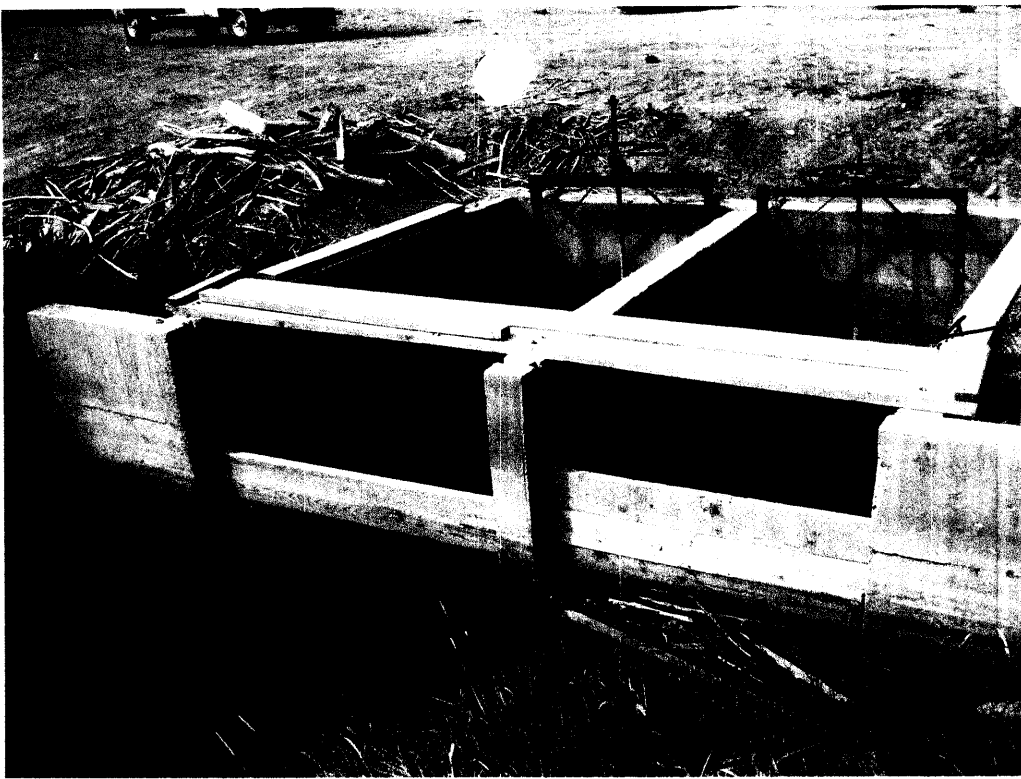
Claim 27-11236

No R&D

Basin No.	Sequence Number	Split Suffix	Name	yyyy-mm-dd Priority Date	Useage	Other Water Rights Used	S=Stevens	Stevens Decree #	Total CFS
						27-4141, 4137, 10096, 10097 & 10098			
27	4	Q	Allen & Sons, Preston R.	1885-06-01	irrigation		S	4	2.00
27	4	F	Bean, Audrey H.	1885-06-01	irrigation		s	4	0.20
27	10505		Bergeman, Rodney E.	1885-06-01	irrigation		s	4	0.30
27	4	R	Elison, Jimmy K.	1885-06-01	irrigation		s	4	0.04
27	4	N	Esplin, Don	1885-06-01	irrigation		s	4	5.44
27	4	AC	Fielding, Arvel	1885-06-01	irrigation		s	4	1.00
27	4	AB	Gundersen, Kim C.	1885-06-01	stockwater		s	4	0.16
27	10790		Hamilton, John	1885-06-01	irrigation	27-29	s	4	0.68
27	10539		Hamilton, Wesley	1885-06-01	irrigation	27-37A	s	4	0.60
27	10543		Hill, Stanley & Cronquist, Susan	1885-06-01	irrigation		s	4	0.48
27	10267		Hoskins, Robert	1885-06-01	irrigation		s	4	0.60
27	10362		LDS Church	1885-06-01	irrigation		s	4	0.36
27	10878		Little Butte Irrigation Co.	1885-06-01	irrigation	27-38, 39, 40, 41	s	4	0.40
27	4	AA	Marriott, James	1885-06-01	irrigation		s	4	0.24
27	4	U	Matteson, Susan	1885-06-01	irrigation		s	4	0.21
27	4	L	Natural Guardian (Cox Enterprises)	1885-06-01	irrigation		s	4	0.57
27	11236		~~Powell, Neal K.~~	~~1885-06-01~~	~~irrigation~~		s	4	~~1.00~~
27	10728		Pratt, Eldro B.	1885-06-01	irrigation		s	4	0.55
27	4	M	Pratt, Gary L.	1885-06-01	irrigation		s	4	0.50
27	4	U	Pratt, Mark	1885-06-01	irrigation		s	4	0.50
27	4	Y	Reid, Casey W.	1885-06-01	irrigation		s	4	0.695
27	4	T	Reid, Fred	1885-06-01	irrigation		s	4	3.50
27	10388		Reid, Fred	1885-06-01	irrigation		s	4	1.14
27	4	Z	Reid, Paul	1885-06-01	irrigation		s	4	0.525
27	10657		Reid, Paul	1885-06-01	irrigation		s	4	0.48
27	11931		Reid, Paul	1885-06-01	irrigation		s	4	0.80
27	10667		Reid, Robert	1885-06-01	irrigation		s	4	0.57
27	10390		Reid, Wallace	1885-06-01	irrigation	27-21, 14, 4K	s	4	1.14
27	10398		Reid, Wallace	1885-06-01	irrigation	27-4J, 14, 21	s	4	1.05
27	10555		Stecklein, LaVerelle	1885-03-25	irrigation		s	4	1.00
27	4	H	Stokes, Richard	1885-06-01	irrigation		s	4	0.20
27	4	P	Whitten, Sherman	1885-06-01	irrigation		s	4	2.40
27	4	V	Wright, Gary	1885-06-01	irrigation		s	4	0.80
27	10116		Yancey, Marvin	1885-06-01	irrigation		s	4	0.36
							34	4	30.49

CLAIM A27-11236





GPS is located
TAG
on concrete
Tag # A001241

Claim A27-11236 For Neal Powell.

Photo is headgate of Blackfoot

Slough looking SW. Applicant

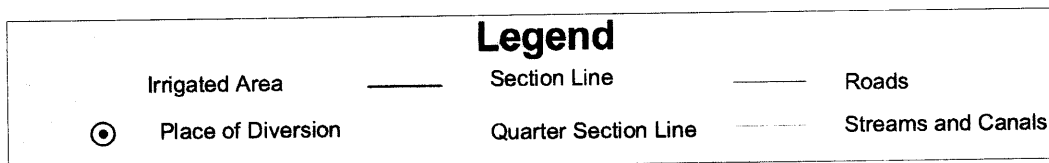
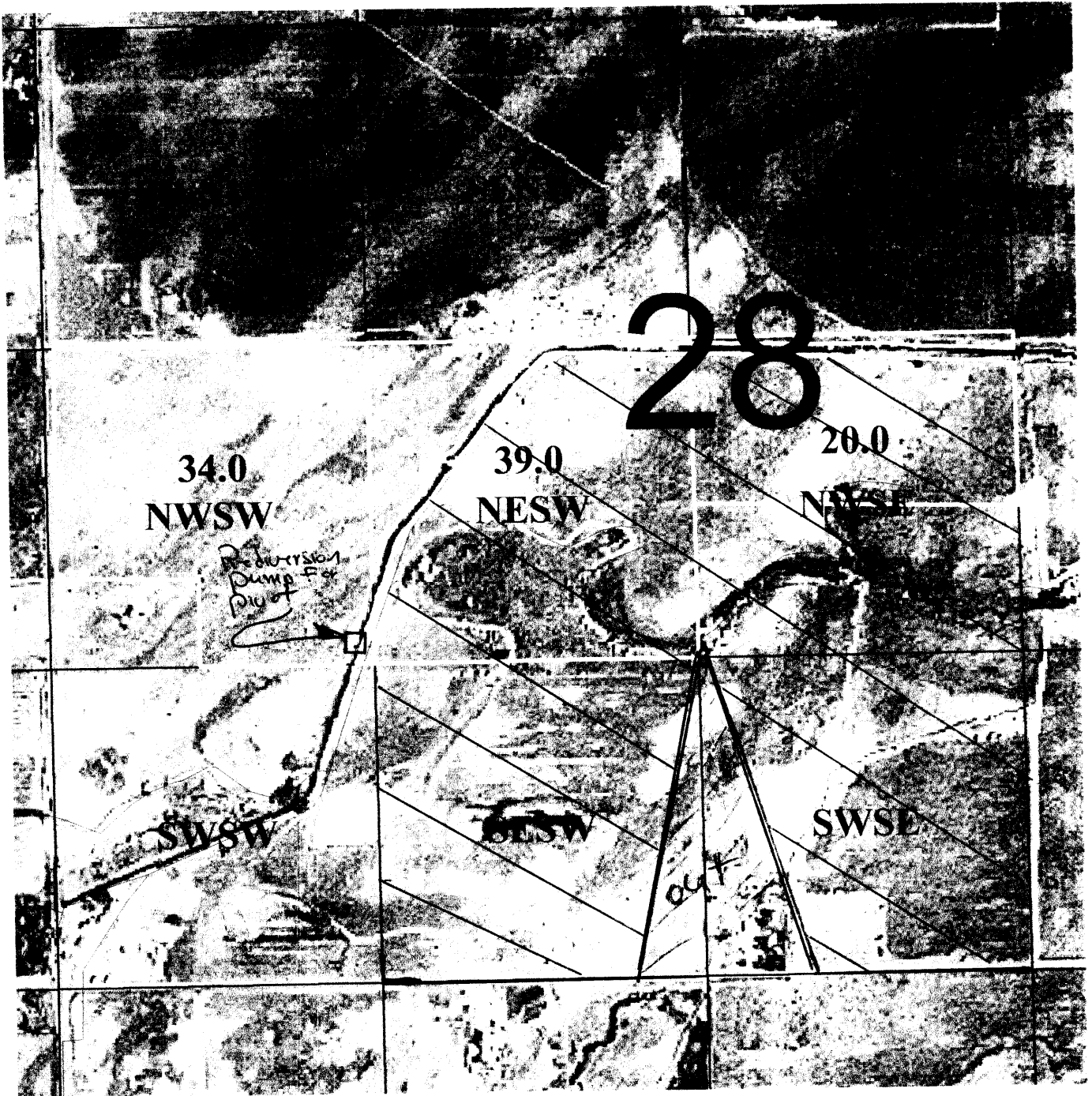
gets shares + portion of

27-00004 from this diversion.

GPS coordinates are 0649632
USR 0239979

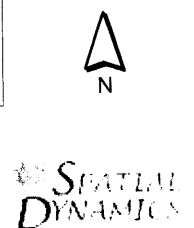
Water Right Claim Number 27-11236
Township , 2S36E

01/05/2001



400 0 400 800 Feet

Pivot new claim
cross hatched area
above.
July 2-5-2003



A27-11236

134.0

5.2

134.5

2
30.0

4.9

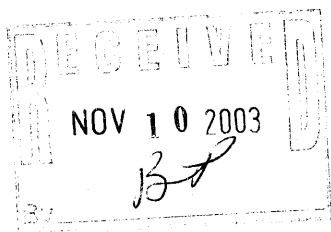
2
101.2

3
3.6

A27-11236

(1994
Air photo)

28	27
33	34



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

November 6, 2003

Neal Powell
252 East 100 North
Blackfoot, ID 83221

Re: Claim No. 27-11236

Dear Mr. Powell:

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources in Basin 27 in the Snake River Basin Adjudication.

In order to make a complete and accurate recommendation of your water rights, each element of the water right must be proven. At this time, the Department does not have proof of ownership for your claim number referenced above. Please submit deed and proof of your ownership of the water right referenced above to the attention of Vicky Music, IDWR, 1301 N. Orchard, Boise, ID, 83706 Please submit your proof by **November 30, 2003.**

If you have questions regarding this request, please contact Cindy Bird at the Soda Springs Office for the Idaho Department of Water Resources at 208-547-3993 or you can contact me directly at 208-327-7900.

Very truly yours,

SUSAN HAMLIN NYGARD
Deputy Attorney General
Idaho Department of Water Resources

cc: Cindy Bird



State of Idaho

DEPARTMENT OF WATER RESOURCES

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Neal K. Powell
252 East 100 North
Blackfoot, Idaho 83221

May 9, 2003

Re: Evidence of Priority

Claim No.(s) A27-11236

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

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The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by **June 26, 2003**, referencing **all documents with the corresponding Notice number**. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
Adjudication Claim Report